

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

JOE FERNANDEZ,  
Movant,

Case No. 20-CV-5539 (AKH)

v.  
UNITED STATES OF AMERICA,  
Respondent.

MOTION SEEKING AN EXTENSION OF TIME  
IN WHICH TO FILE A "TRAVERSE" TO RESPONDENT'S  
ANSWER

The Movant respectfully submits this motion seeking an "extension of time" in which to file a response to the Government's answer. Movant received the Government's "answer" on 8-30-2020, nine days after its filing. Per Court "order" movant has twenty days from the date on which movant was served with Respondent's answer.

Due to the institutional mail being forwarded to a company to be processed there is a delay in inmate's receiving mail in the usual 3 or 4 days usually required by the postal service. Also, Movant currently has

LFDCS/NY	FILED
RECEIVED	
DATE FILED	9/17/2020
DOC #	

CJA counsel, Rhonda Walker, Esq. 8/17/20  
having been appointed and 60 days enlarge ment  
having been granted, Movant's appeal is in  
denied as moot  
9/15/20  
CJA



a motion before this Court seeking appointment of counsel. If this request is not afforded, the time in which Movant had to file a traverse will have expired. Movant seeks a reasonable extension under the Court's discretion in which to perfect a traverse. An additional 20 days is requested or whatever the Court deems appropriate. Movant appreciates the Court's time and effort in this regard.

Respectfully Submitted,  
Joe Fernandez  
Joe Fernandez

### Certificate OF Service

I declare under penalty of perjury, §1746 that the foregoing is true and correct and was placed in the prison mailbox for filing on 9-3-2020.

9-3-2020

Joe Fernandez

FROM: Joe Fernandez

REG # 91773-054

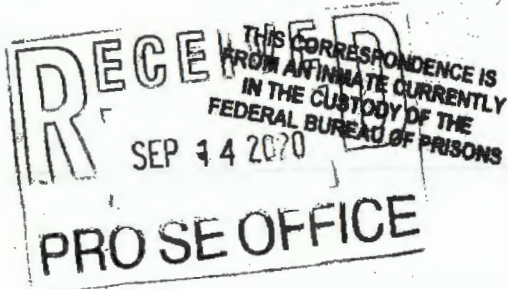
U.S.P. Canaan  
P.O. Box 300  
Way Mart, PA, 18472

LEHIGH VALLEY PA 180

9 SEP 2020 PM 3 1



Pro Se SM  
To: Clerk's office  
United State District Court  
Southern District of New York  
500 Pearl St, RM 120  
New York, NY, 10007-1312



10007-133099



Judge wrote:

“CJA counsel, Rhonda Maher, Esq., having been appointed and 60 days enlargement having been granted, Movant’s application is denied as moot.”

9/15/20

Alvin K. Hellerstein”